

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

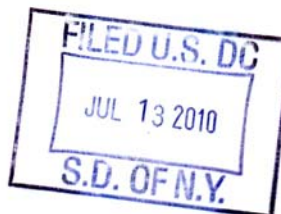
MARY JO MACE

PLAINTIFF

against -

05 Civ 2786
(SCR) -
NOTICE OF
APPEAL IN A CIVIL
CASE

COUNTY OF SULLIVAN; DANIEL BRIGGS,
INDIVIDUALLY AND AS COUNTY MANAGER
OF THE COUNTY OF SULLIVAN; OLGA PARLOW,
INDIVIDUALLY AND AS COUNTY TREASURER
OF THE COUNTY OF SULLIVAN; PAMELA ROURKE,
INDIVIDUALLY AND AS COMMISSIONER OF
PERSONNEL OF THE COUNTY OF SULLIVAN;
HARVEY SMITH, INDIVIDUALLY AND AS
COMMISSIONER OF GENERAL SERVICES OF
THE COUNTY OF SULLIVAN; JOHN DOE; AND
JANE DOE DEFENDANTS



Notice is hereby given that MARY JO MACE, PLAINTIFF hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment ENTERED HEREIN ON THE 18TH DAY OF JUNE, 2010, AS AMENDED BY JUDGMENT ENTERED HEREIN ON THE 25TH DAY OF JUNE, 2010 AND FROM SAID AMENDED JUDGMENT ENTERED ON THE 25TH DAY OF JUNE 2010 TO THE EXTENT THAT SAID JUDGMENTS DISMISS THE CLAIMS AGAINST ALL DEFENDANTS FOR VIOLATIONS OF DUE PROCESS, BOTH SUBSTANTIVE AND PROCEDURAL, AND HER FIRST AMENDMENT RIGHTS AND TO THE EXTENT THAT SAID JUDGMENTS ADOPT THE REPORT AND RECOMMENDATION OF THE HONORABLE GEORGE A. YANTHIS, UNITED STATES MAGISTRATE JUDGE, DATED NOVEMBER 13, 2007, AND FROM SAID REPORT AND RECOMMENDATION TO THE EXTENT THAT THEY DISMISS PLAINTIFF'S CLAIMS FOR VIOLATION OF DUE PROCESS, BOTH PROCEDURAL AND SUBSTANTIVE AND HER FIRST AMENDMENT CLAIM BY ORDER in this action on the 13TH day of FEBRUARY, 2009.

MARY JO MACE

BY

STEPHEN L. OPPENHEIM (SO) (6643)
ATTORNEY

Signature

20 E. 9TH STREET
NEW YORK, NEW YORK 10003
(212) 673 5887

DATED: JULY 13, 2010

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
MARY JO MACE.

PLAINTIFF,

VS

COUNTY OF SULLIVAN; DANIEL
BRIGGS, INDIVIDUALLY AND AS
COUNTY MANAGER OF THE COUNTY
OF SULLIVAN; OLGA PARLOW,
INDIVIDUALLY AND AS COUNTY
TREASURER OF THE COUNTY OF
SULLIVAN; PAMELA ROURKE,
INDIVIDUALLY AND AS
COMMISSIONER OF PERSONNEL
OF THE COUNTY OF SULLIVAN;
HARVEY SMITH, INDIVIDUALLY
AND AS COMMISSIONER OF GENERAL
SERVICES OF THE COUNTY OF
SULLIVAN; JOHN DOE; AND
JANE DOE

DEFENDANT.
-----X

CASE NO. 05-CIV.-2786
(SCR)

AFFIDAVIT IN SUPPORT
OF PLAINTIFF'S APPLICATION
FOR LEAVE TO RE-PLEAD AND
IN OPPOSITION TO
DEFENDANTS' MOTION TO
DISMISS

NOTICE OF APPEAL

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